SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1967.

SIMON ET AL. *v.* WHARTON.

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT.

No. 72. Decided December 18, 1967.

PER CURIAM.

Upon consideration of the joint motion to vacate, the judgments of the lower courts are vacated and the case is remanded to the United States District Court for the Southern District of New York with instructions to dismiss the case as moot.